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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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SAN FRANCISCO DIVISION

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IN RE: VOLKSWAGEN "CLEAN
DIESEL" MARKETING, SALES
PRACTICES, AND PRODUCTS
LIABILITY LITIGATION

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This Document Relates to:

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Porsche Gasoline Litigation

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MDL No. 2672 CRB (JSC)

The Honorable Charles R. Breyer

**STIPULATION AND [PROPOSED]
ORDER REGARDING FURTHER
PROCEEDINGS**

1 WHEREAS, on January 15, 2021, Plaintiffs filed their Consolidated Class Action
2 Complaint relating to the Porsche Gasoline Litigation (Dkt. No. 7803).

3 WHEREAS, on May 14, 2021, Defendants filed a motion to dismiss that Complaint (Dkt.
4 No. 7862).

5 WHEREAS, on August 12, 2021, Plaintiffs filed an opposition to Defendants' motion to
6 dismiss (Dkt. No. 7884).

7 WHEREAS, on October 25, 2021, Defendants filed a reply in support of their motion to
8 dismiss (Dkt. No. 7901).

9 WHEREAS, a hearing on the pending motion is set to be held on December 10, 2021.

10 WHEREAS, the Parties are engaging in discussions concerning further proceedings in the
11 case and have agreed to take off calendar the oral argument on the motion to dismiss.

12 WHEREAS, the Parties have agreed to provide a status report to the Court within sixty
13 (60) days of the entry of this order.

14 WHEREAS, the Parties will make themselves available for a conference to discuss status
15 and progress at the Court's convenience.

16 IT IS THEREFORE STIPULATED AND AGREED by the Parties that, subject to the
17 Court's approval, the hearing on the motion to dismiss is hereby continued pending further order
18 of the Court.

19 IT IS SO STIPULATED.

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1 Dated: October 29, 2021

Respectfully submitted,

2 /s/ Kevin R. Budner

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18 *Plaintiffs' Lead Counsel*

1 Dated: October 29, 2021

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19 *Attorneys for Defendants Volkswagen*
20 *AG, Dr. Ing. h.c. F. Porsche AG, and*
21 *Porsche Cars North America, Inc.*

22 PURSUANT TO STIPULATION, **IT IS SO ORDERED.**

23 Dated: October ___, 2021

24 _____
25 CHARLES R. BREYER
26 United States District Judge

1 **ATTESTATION (CIVIL LOCAL RULE 5-1(i)(3))**

2 In accordance with Civil Local Rule 5-1(i)(3), I attest that concurrence in the filing of this
3 document has been obtained from the signatories.

4 Dated: October 29, 2021

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5 BERNSTEIN, LLP

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7 Kevin R. Budner

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